



Citation and Notification of Penalty

To:
NATIONAL DISTRIBUTION CENTER LP dba NFI
and its successors
11888 MISSION BLVD
MIRA LOMA, CA 91752

Inspection Number: 316208636
Inspection Date(s): 07/20/2012 - 12/27/2012
Issuance Date: 12/27/2012
CSHO ID: T6035
Optional Report #: 002-13
Reporting ID: 0950633

Inspection Site:
11888 MISSION BLVD
MIRA LOMA, CA 91752

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (hereinafter Citation) is being issued in accordance with California Labor Code Section 6317 for violations that were found during the inspection/investigation. **This Citation or a copy must be prominently posted upon receipt by the employer at or near the location of each violation until the violative condition is corrected or for three working days, whichever is longer.** Violations of Title 8 of the California Code of Regulations or of the California Labor Code may result in some instances in prosecution for a misdemeanor.

YOU HAVE A RIGHT to contest this Citation and Notification of Penalty by filing an appeal with the Occupational Safety and Health Appeals Board. To initiate your appeal, you **must** contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of this Citation. If you miss the 15 working day deadline to appeal, the Citation and Notification of Penalty becomes a final order of the Appeals Board, not subject to review by any court or agency.

Informal Conference - You may request an informal conference with the Manager of the District Office which issued the Citation within 10 working days after receipt of the Citation. However, if the citation is appealed, you may request an informal conference at any time prior to the day of the hearing. Employers are encouraged to schedule a conference at the earliest possible time to assure an expeditious resolution of any issues. At the informal conference, you may discuss the existence of the alleged violation, classification of the violation, abatement date or proposed penalty.

Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an agreement which resolves this matter without litigation or contest.

APPEAL RIGHTS

The Occupational Safety and Health Appeals Board (Appeals Board) consists of three members appointed by the Governor. The Appeals Board is a separate entity from the Division of Occupational Safety and Health (Division) and employs experienced attorneys as administrative law judges to hear appeals fairly and impartially. To initiate an appeal from a Citation and Notification of Penalty, you must contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of a Citation. After you have initiated your appeal, you must then file a completed appeal form with the Appeals Board, at the address listed below, for each contested citation. Failure to file a completed appeal form with the Appeals Board may result in dismissal of the appeal. Appeal forms are available from district offices of the Division, or from the Appeals Board:

Occupational Safety and Health Appeals Board
2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833
Telephone: (916) 274-5751 or (877) 252-1987

If the Citation you are appealing alleges more than one item, you must specify on the appeal form which items you are appealing. You must also attach to the appeal form a legible copy of the Citation you are appealing. In addition, please send a copy of Page 1 of this Citation and Notification of Penalty, the cover sheet.

Among the specific grounds for an appeal are the following: the safety order was not violated, the classification of the alleged violation (e.g., serious, repeat, willful) is incorrect, the abatement requirements are unreasonable or the proposed penalty is unreasonable.

Important: You must notify the Appeals Board, not the Division, of your intent to appeal within 15 working days from the date of receipt of the Citation. Otherwise, the Citation and Notification of Penalty becomes a final order of the Appeals Board not subject to review by any court or agency. An informal conference with the Division does not constitute an appeal and does not stay the 15 working day appeal period. If you have any questions concerning your appeal rights, call the Appeals Board, (916) 274-5751 or (877) 252-1987.

PENALTY PAYMENT OPTIONS

Penalties are due within 15 working days of receipt of this Citation and Notification of Penalty unless contested. If you are appealing any item of the citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, index code, reporting ID, and Citation number(s) will be required in order to ensure that the payment is accurately posted to your account. Please go to www.dir.ca.gov/dosh to access the secure payment processing site.

If you are paying by check, return one copy of the Citation, along with the Notice of Proposed Penalties Sheet and the Penalty Remittance Form and mail to:

Department of Industrial Relations
Cashier, Accounting Office
P. O. Box 420603
San Francisco, CA 94142-0603

CAL/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.

NOTIFICATION OF CORRECTIVE ACTION

For violations which you do not contest, you should notify the Division of Occupational Safety and Health promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation and Notification of Penalty. Please inform the District Office listed on the Citation by submitting the CAL/OSHA 160 and/or 161 with the abatement steps you have taken and the date the violation was abated, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc. The adjusted penalty for serious and general violations is reduced by 50% on the presumption that the employer will correct the violations by the abatement date. **If the CAL/OSHA 161 is not received in the District Office within 10 days following the abatement date, the abatement credit is revoked, causing the penalty to double.**

Note: Return the CAL/OSHA 160/161 to the District Office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
464 West 4th Street, Suite 332
San Bernardino, CA 92401
Phone:(909) 383-4321 Fax: (909) 383-6789

EMPLOYEE RIGHTS

Employer Discrimination Unlawful - The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under Labor Code Section 6310 or 6311. An employee who believes that he/she has been discriminated against may file a complaint no later than six (6) months after the discrimination occurred with the Division of Labor Standards Enforcement.

Employee Appeals - An employee or authorized employee's representative may, within 15 working days of the issuance of a citation, special order, or order to take special action, appeal to the Occupational Safety and Health Appeals Board the reasonableness of the period of time fixed by the Division of Occupational Safety and Health (Division) for abatement. An employee appeal may be filed with the Appeals Board or with the Division. No particular format is necessary to initiate the appeal, but the notice of appeal must be in writing.

If an Employee Appeal is filed with the Division, the Division shall note on the face of the document the date of receipt, include any envelope or other proof of the date of mailing, and promptly transmit the document to the Appeals Board. The Division shall, no later than 10 working days from receipt of the Employee Appeal, file with the Appeals Board and serve on each party a clear and concise statement of the reasons why the abatement period prescribed by it is reasonable.

Employee Appeal Forms are available from the Appeals Board, or from a District Office of the Division.

Employees Participation in Informal Conference. Affected employees or their representatives may notify the District Manager that they wish to attend the informal conference. If the employer objects, a separate informal conference will be held.

DISABILITY ACCOMMODATION

Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the programs of the Division of Occupational Safety and Health, should contact the Disability Accommodation Coordinator at the local district office or the Statewide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The Statewide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY-Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing or conference.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
464 West 4th Street, Suite 332
San Bernardino, CA 92401

Inspection Number: 316208636
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Issuance Date: 12/27/2012
CSHO ID: T6035
Optional Inspection Nbr: 002-13



Phone: (909) 383-4321 Fax: (909) 383-6789

Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

Citation 1 Item 1 Type of Violation: **General**

California Code of Regulations, Title 8, Section 3216(b). Exit Signs.

(b) Location. Exit or directional signs, or both, shall be provided at every exit door, at the intersection of corridors, at exit stairways or ramps and at such other locations and intervals as are necessary to provide the occupants with knowledge of the various means of egress available. Exit or directional signs need not be provided for the following:

- (1) Any room or building having an occupant load of 50 or less;
- (2) Dwellings units in Group R, Division 1 Occupancies;
- (3) When approved, the main exterior exit doors obviously and clearly identifiable as exits. (Title 24, Part 2, Section 2-3312(c)(3).)

Violation:

On or before 20 July 2012, the employer did not provide exit or directional signs along the length of the consolidation facility at intervals necessary to provide the employees with knowledge of the six emergency exits available. While exit signs were provided immediately over the exit doors, due to the design of the building, including but not limited to the support columns and beams supporting the roof, these signs are not visible to a person positioned away from the exit.

Date By Which Violation Must be Abated:	01/22/2013
Proposed Penalty:	\$ 560.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
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Inspection Number: 316208636
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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

Citation 1 Item 2 Type of Violation: **General**

California Code of Regulations, Title 8, Section 3272(b). Aisles, Walkways, and Crawlways.

(b) Where aisles or walkways are required, machinery equipment, parts, and stock shall be so arranged and spaced as to provide clear walkways or aisles of not less than 24 inches in width and 6 feet 8 inches clear headroom to a safe means of egress from the building.

Violation:

On or before 20 July 2012, the employer did not ensure that employees loading product from hand carts inside trailers were provided with clear walkways of not less than 24 inches in width. Employees were observed loading a trailer at Door No. 241, with product stacked on two hand carts positioned abreast, so that the exit path between the two carts was approximately 12 inches wide.

Date By Which Violation Must be Abated:	01/22/2013
Proposed Penalty:	\$ 280.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
464 West 4th Street, Suite 332
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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

Citation 2 Item 1 Type of Violation: **Serious**

California Code of Regulations, Title 8, Section 3272(c). Aisles, Walkways, and Crawlways.

(c) Permanent aisles, ladders, stairways, and walkways shall be kept reasonably clear and in good repair. Where, due to lack of proper definition, such aisles or walkways become hazardous, they shall be clearly defined by painted lines, curbing, or other method of marking.

Reference:

California Code of Regulations, Title 8, Section 3229(c). Exit Width.

(c) Every portion of every building in which are installed seats, tables, merchandise, equipment or similar materials shall be provided with aisles leading to an exit.

Reference:

California Code of Regulations, Title 8, Section 3272(e). Aisles, Walkways, and Crawlways.

(e) Where industrial vehicles are in customary use, traffic aisles designed for the passage of a single vehicle shall be at least 2 feet wider than the widest vehicle. Two-way traffic aisles shall be at least 3 feet wider than twice the width of the widest vehicle. The Division will permit the use of suitable turnouts adjacent to one-way traffic aisles for two-way traffic when the use of such turnouts will provide equivalent safety.

Violation:

On or before 20 July 2012, the employer had two instances of not providing permanent walkways and aisles that were clearly defined by painted lines, or other method of marking:

- 1) Walkways leading to the six emergency exits. Painted lines delineating walkways leading to six emergency exits were observed worn and faded to the point they were no longer clearly defined, and posed a clear hazard to employees of being blocked by stacks or pallets of merchandise that might block exit routes. Reference: California Code of Regulations, Title 8, Section 3229(c).
- 2) Traffic aisles where forklifts and electric pallet jacks are operated immediately adjacent to aisles where hand carts and pallet jacks, both operated by pedestrians, are in use. Painted lines delineating traffic aisles were observed worn and faded to the point they were no longer clearly defined, and posed a clear hazard to employees of being struck by forklifts or electric pallet jacks. Reference: California Code of Regulations, Title 8, Section 3272(e). Aisles, Walkways, and Crawlways.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

Date By Which Violation Must be Abated:	01/06/2013
Proposed Penalty:	\$ 8435.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
464 West 4th Street, Suite 332
San Bernardino, CA 92401

Inspection Number: 316208636
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Issuance Date: 12/27/2012
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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

Citation 3 Item 1 Type of Violation: **Serious**

California Code of Regulations, Title 8, Section 3385(a). Foot Protection.

(a) Appropriate foot protection shall be required for employees who are exposed to foot injuries from electrical hazards, hot, corrosive, poisonous substances, falling objects, crushing or penetrating actions, which may cause injuries or who are required to work in abnormally wet locations.

Violation:

On or before 20 July 2012, the employer did not ensure that employees who operate and/or work in close proximity to forklifts and electric pallet jacks in the facility were provided with appropriate foot protection, including but not limited to steel-toed safety shoes, in an environment where there is a hazard of falling objects and crushing actions from mobile equipment, including but not limited to forklifts and electric pallet jacks.

Date By Which Violation Must be Abated:	01/06/2013
Proposed Penalty:	\$ 8435.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
464 West 4th Street, Suite 332
San Bernardino, CA 92401

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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

Citation 4 Item 1 Type of Violation: **Serious**

California Code of Regulations, Title 8, Section 3339(a). Cargo, Materials, or Equipment.

(a) Cargo, materials or equipment found sufficiently broken or damaged as to afford a hazard shall be immediately repaired or shall be set aside at a safe distance away from the working area so that it can be repaired.

Violation:

On or before 4 September 2012, the employer had not immediately repaired or prevented working at doors with broken dock plates. Employees were observed loading a trailer at Dock Door #284 which had a sufficiently damaged dock plate as to afford a hazard to employees as they moved merchandise across the dock plate on hand carts and manual pallet jacks.

Date By Which Violation Must be Abated:	01/06/2013
Proposed Penalty:	\$ 5060.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
464 West 4th Street, Suite 332
San Bernardino, CA 92401

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CSHO ID: T6035
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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

Citation 5 Item 1 Type of Violation: **Serious**

California Code of Regulations, Title 8, Section 3203(a)(7). Injury and Illness Prevention Program.

(a) Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:

(7) Provide training and instruction:

(A) When the program is first established;

EXCEPTION: Employers having in place on July 1, 1991, a written Injury and Illness Prevention Program complying with the previously existing Accident Prevention Program in Section 3203.

(B) To all new employees;

(C) To all employees given new job assignments for which training has not previously been received;

(D) Whenever new substances, processes, procedures or equipment are introduced to the workplace and represent a new hazard;

(E) Whenever the employer is made aware of a new or previously unrecognized hazard; and, (F) For supervisors to familiarize themselves with the safety and health hazards to which employees under their immediate direction and control may be exposed.

Reference:

California Code of Regulations, Title 8, Section 3395(f). Heat Illness Prevention.

(f) Training.

(1) Employee training. Effective training in the following topics shall be provided to each supervisory and non-supervisory employee before the employee begins work that should reasonably be anticipated to result in exposure to the risk of heat illness:

(A) The environmental and personal risk factors for heat illness, as well as the added burden of heat load on the body caused by exertion, clothing, and personal protective equipment.

(B) The employer's procedures for complying with the requirements of this standard.

(C) The importance of frequent consumption of small quantities of water, up to 4 cups per hour, when the work environment is hot and employees are likely to be sweating more than usual in the performance of their duties.

(D) The importance of acclimatization.

(E) The different types of heat illness and the common signs and symptoms of heat illness.

(F) The importance to employees of immediately reporting to the employer, directly or through the employee's supervisor, symptoms or signs of heat illness in themselves, or in co-workers.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
464 West 4th Street, Suite 332
San Bernardino, CA 92401

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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752

(G) The employer’s procedures for responding to symptoms of possible heat illness, including how emergency medical services will be provided should they become necessary.

(H) The employer’s procedures for contacting emergency medical services, and if necessary, for transporting employees to a point where they can be reached by an emergency medical service provider.

(I) The employer’s procedures for ensuring that, in the event of an emergency, clear and precise directions to the work site can and will be provided as needed to emergency responders. These procedures shall include designating a person to be available to ensure that emergency procedures are invoked when appropriate.

(2) Supervisor training. Prior to supervising employees performing work that should reasonably be anticipated to result in exposure to the risk of heat illness effective training on the following topics shall be provided to the supervisor:

(A) The information required to be provided by section (f)(1) above.

(B) The procedures the supervisor is to follow to implement the applicable provisions in this section.

(C) The procedures the supervisor is to follow when an employee exhibits symptoms consistent with possible heat illness, including emergency response procedures.

(D) How to monitor weather reports and how to respond to hot weather advisories.

Violation:

On and before 29 August 2012, the employer did not provide effective training to employees and supervisors of employees who spent a majority of their time working inside trailers that are parked outside, with temperatures inside the trailers measured at 105 degrees Fahrenheit, approximately 3 degrees hotter than outside.

Date By Which Violation Must be Abated: 01/06/2013
Proposed Penalty: \$ 5060.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California

Division of Occupational Safety and Health
Cal/OSHA San Bernardino District (0950633; 4033)
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Citation and Notification of Penalty

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752



Compliance Officer/District Manager

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

State of California
Division of Occupational Safety and Health
464 West 4th Street, Suite 332
San Bernardino, CA 92401
Telephone: (909) 383-4321 Fax: (909) 383-6789

NOTICE OF PROPOSED PENALTIES

Company Name: NATIONAL DISTRIBUTION CENTER LP dba NFI
Inspection Site: 11888 MISSION BLVD, MIRA LOMA, CA 91752
Mailing Address: 11888 MISSION BLVD, MIRA LOMA, CA 91752
Issuance Date: 12/27/2012
Reporting ID: 0950633
Index Code: 4033

Summary of Penalties for Inspection Number 316208636

Citation 1, General	= \$	840.00
Citation 2, Serious	= \$	8435.00
Citation 3, Serious	= \$	8435.00
Citation 4, Serious	= \$	5060.00
Citation 5, Serious	= \$	5060.00
TOTAL PROPOSED PENALTIES	= \$	27830.00

Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form.

If you are paying electronically: Please have this form on-hand when you are ready to make your payment. The company name, index code, reporting ID and Citation number(s) will be required to ensure that the payment is accurately posted to your account. Please go to www.dir.ca.gov/dosh to access the secure payment processing site.

If you are paying by check: Mail this Notice of Proposed Penalties, the Penalty Remittance Form, along with a copy of the Citation and Notification of Penalty to:

DIVISION OF OCCUPATIONAL SAFETY AND HEALTH - CAL/OSHA
CASHIER, ACCOUNTING OFFICE
P. O. BOX 420603
SAN FRANCISCO, CA 94142-0603
Phone (415) 703-4291 or (415) 703-4295 Fax (415) 703-3037

CAL/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions or endorsements do not exist.

DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF OCCUPATIONAL SAFETY AND HEALTH - CAL/OSHA
Cashier, Accounting Office
P.O. Box 420603
San Francisco, CA 94142-0603
Phone (415) 703-4291 or (415) 703-4295 Fax (415) 703-3037

PENALTY REMITTANCE FORM

CIVIL PENALTY INFORMATION INSPECTION NUMBER 316208636 REPORTING ID 0950633 INDEX CODE 4033

ESTABLISHMENT NAME NATIONAL DISTRIBUTION CENTER LP dba NFI

CONTACT PERSON _____

PHONE NO. _____

FAX NO. _____

SITE ADDRESS 11888 MISSION BLVD, MIRA LOMA

MAILING ADDRESS 11888 MISSION BLVD, MIRA LOMA, CA, 91752

CITATION INFORMATION (Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this citation, remittance is still due on all items that are not appealed.)

Payment is for the following Citation Items: (e.g. Citation 1, Items 1-5; Citation 3)

TYPE OF PAYMENT ENCLOSED

CHECK OR MONEY ORDER INFORMATION

CHECK ENCLOSED IN THE AMOUNT OF \$ _____

MONEY ORDER ENCLOSED IN THE AMOUNT OF \$ _____

(Please make check or money order payable to **CAL/OSHA** and mail to the Cashier, Accounting Office, at the above address. Reference the Inspection Number on the "memo" portion of your check or money order.)

Go to www.dir.ca.gov/dosh to access the on-line third party secure payment processing site or complete this section and fax to (415) 703-3037

CREDIT CARD INFORMATION: CONVEIENCE FEE APPLIES

CREDIT CARD NO. _____ EXPIRATION DATE _____

CREDIT TYPE _____ SECURITY CODE (last 3 digits on back of card) _____ (4 digits on front of Amex card)

NAME OF CARDHOLDER _____ SIGNATURE _____

EMAIL ADDRESS _____

CARDHOLDER PHONE NO. _____ FAX NO. _____

AMOUNT OF PAYMENT \$ _____

----- FOR OFFICE USE ONLY -----

AUTHORIZATION NO. _____ DATE PROCESSED _____

PROCESSED BY _____

(Please call 415-703-4291 or (415) 703-4295 or complete the information above and fax to 415-703-3037)

ELECTRONIC FUNDS TRANSFER EFT OPTION-NO COVENIENCE FEE APPLIES: GO TO www.dir.ca.gov/dosh

Cal/OSHA-2 Rev 6/10

EMPLOYER'S SIGNED STATEMENT OF ABATEMENT OF REGULATORY AND/OR GENERAL VIOLATIONS

EMPLOYER: NATIONAL DISTRIBUTION CENTER LP dba NFI
ADDRESS: 11888 MISSION BLVD
MIRA LOMA, CA 91752

The law requires that violations observed during the inspection/investigation completed on 12/27/2012 of the place of employment located at 11888 MISSION BLVD, MIRA LOMA, CA be corrected within the time limit specified. Please notify the Division as soon as these conditions have been corrected by returning this completed form. Your response by signing and mailing this form to the issuing office on or before the compliance date may avoid a follow-up inspection of your facilities.

PLEASE COMPLETE AND MAIL BY 01/22/2013

LIST THE SPECIFIC MEASURES TAKEN TO CORRECT EACH OF THE UNSAFE CONDITIONS

This certifies that all unsafe conditions listed in the Division's citation dated 12/27/2012 have now been corrected.

Signature: _____ Date: _____

Name: _____ Title: _____

NOTE: This form does not serve as a request for a time extension. If there are serious problems beyond your control that prevent meeting a specified abatement date, contact the Division early, well within the 15-day limit allowed for an appeal.

OFFICE USE ONLY	
Safety Engineer/Industrial Hygienist:	Date _____
District Manager:	Date _____
[] Close / Comments	
Region <u>3</u> District <u>3</u> Inspection No. <u>316208636</u> Identification No. <u>T6035</u> Cal/OSHA Rpt. No. & Fiscal Year <u>002-13</u>	

EMPLOYER'S SIGNED STATEMENT OF ABATEMENT OF SERIOUS VIOLATIONS

EMPLOYER: NATIONAL DISTRIBUTION CENTER LP dba NFI
ADDRESS: 11888 MISSION BLVD
 MIRA LOMA, CA 91752

The law requires that violations observed during the inspection/investigation completed on 12/27/2012 of the place of employment located at 11888 MISSION BLVD, MIRA LOMA, CA be corrected within the time limit specified. Labor Code 6320(b), requires that you submit this signed statement under penalty of perjury which describes the measures for abating each citation which alleges a serious violation. **If the signed statement is not received within 10 working days after the end of the period fixed for abatement, the Division will be required to revoke any adjustments to the civil penalty based upon the assumption that you will abate the violation.** This action will result in a doubling of the civil penalty for serious violations. If you have filed a timely appeal with reference to a particular citation, the abatement date is stayed during the appeal process and the Signed Statement need not be submitted at this time. In addition, if there are problems beyond your control that prevent meeting a specified abatement date, contact the Division early so that a request for extension can be considered.

This signed statement shall be posted for three (3) working days at or near each place the serious violation referred to in the citation occurred.

THIS FORM MUST BE RECEIVED AT THE ABOVE ADDRESS ON OR BEFORE 01/06/2013.

DESCRIBE AND LIST THE SPECIFIC MEASURES & EQUIPMENT TAKEN TO ABATE EACH SERIOUS VIOLATION

Citation Number	Number of Instances	Measures Taken to Abate Serious Violations	Abatement Date

All affected employees and their representatives have been informed about abatement activities referenced in this document in conformance with 8CCR Section 340.4(g). Yes No

I have reviewed the foregoing statement and declare under penalty of perjury that it is true and correct to the best of my knowledge and all submitted abatement information is accurate.

Executed at _____, California by _____

Signature: _____ Date: _____

Name: _____ Title: _____

OFFICIAL USE ONLY

Division Engineer/Industrial Hygienist: _____ Date: _____

District Manager: _____ Date: _____

Close/Comments:

Region 3 District 3 Inspection No. 316208636 Identification No. T6035 Cal/OSHA Rpt. No. & Fiscal Year 002-13